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11/30/01



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*LIMITED TO MATTERS
AND PROCEEDINGS BEFORE
FEDERAL COURTS & AGENCIES
**REGISTERED PATENT AGENT
***SENIOR COUNSEL

November 30, 2001

WRITER'S DIRECT NUMBER:
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INTERNET ADDRESS:
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Commissioner for Patents
Washington, D.C. 20231

Box Patent Application

Re: U.S. Non-Provisional Utility Patent Application under 37 C.F.R. § 1.53(b)
Appl. No. To be assigned; Filed: Herewith (November 30, 2001)
For: **Nucleic Acid Molecules Comprising the Promoter for PCA3^{DD3}, A New
Prostate Antigen, and Uses Thereof**
Inventors: BUSSEMAKERS *et al.*
Our Ref: 1619.0100000/SRL/AGU

Sir:

The following documents are forwarded herewith for appropriate action by the U.S.
Patent and Trademark Office:

1. PTO Utility Patent Application Transmittal (Form PTO/SB/05);
2. PTO Fee Transmittal (Form PTO/SB/17);
3. U.S. Utility Patent Application entitled:

**Nucleic Acid Molecules Comprising the Promoter for PCA3^{DD3}, A New
Prostate Antigen, and Uses Thereof**

09996953-113001

Commissioner for Patents
November 30, 2001
Page 2

and naming as inventors:

Marion J. BUSSEMAKERS
Gerald VERHAEGH
Jack A. SCHALKEN

the application consisting of:

- 099653-13004
- a. A specification containing:
 - i. 32 pages of description prior to the claims;
 - ii. 3 pages of claims (15 claims);
 - iii. a one (1) page abstract;
 - b. 6 sheets of drawings: (Figures 1A-1B, 2, 3A-3B, 4, 5, 6, 7A-7B);
 - c. 4 pages of a paper copy of a sequence listing; and
 - d. A computer readable copy of the sequence listing;
- 4. An Application Data Sheet;
 - 5. Authorization to Treat a Reply As Incorporating An Extension of Time Under 37 C.F.R. § 1.136(a)(3);
 - 6. Our check No. 33376 for \$370.00 to cover: filing fee for patent application;
 - 7. Two (2) return postcards.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

In accordance with 37 C.F.R. § 1.821(f), the paper copy of the sequence listing and the computer readable copy of the sequence listing submitted herewith in the above application are the same.

Commissioner for Patents

November 30, 2001

Page 3

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Cynthia Bunch

Reg. No.: 47,438

Steven R. Ludwig
Attorney for Applicants
Registration No. 36,203

SRL/AGU/jk
Enclosures

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SKGF Rev. 8/1/00 mac

[illegible]

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR § 1.53(b))

Attorney Docket No.	1619.010000/SRL/AGU
First Inventor	Marion J. BUSSEMAKERS
Title	NUCLEIC ACID MOLECULES COMPRISING THE PROMOTER FOR PCA3 ⁰⁰³ , A NEW PROSTATE ANTIGEN, AND USES THEREOF
EXPRESS MAIL LABEL NO.	

APPLICATION ELEMENTS

SEE MPEP CHAPTER 600 CONCERNING UTILITY PATENT APPLICATION CONTENTS.

ASSISTANT COMMISSIONER FOR PATENTS

ADDRESS TO:

BOX PATENT APPLICATION

WASHINGTON, DC 20231

1. ☒ FEE TRANSMITTAL FORM (E.G., PTO/SB/17)
(SUBMIT AN ORIGINAL, AND A DUPLICATE FOR FEE PROCESSING)

2. ☒ APPLICANT CLAIMS SMALL ENTITY STATUS.
SEE 37 CFR 1.27.

3. ☒ SPECIFICATION [TOTAL PAGES 36]

(PREFERRED ARRANGEMENT SET FORTH BELOW)

- DESCRIPTIVE TITLE OF THE INVENTION
- CROSS REFERENCE TO RELATED APPLICATIONS
- STATEMENT REGARDING FED SPONSORED R & D
- REFERENCE TO SEQUENCE LISTING, A TABLE, OR A COMPUTER PROGRAM LISTING APPENDIX
- BACKGROUND OF THE INVENTION
- BRIEF SUMMARY OF THE INVENTION
- BRIEF DESCRIPTION OF THE DRAWINGS (IF FILED)
- DETAILED DESCRIPTION
- CLAIM(S)
- ABSTRACT OF THE DISCLOSURE

4. ☒ DRAWING(S) (35 U.S.C. 113) [TOTAL SHEETS 6]

5. OATH OR DECLARATION [TOTAL PAGES]

- A. ☐ NEWLY EXECUTED (ORIGINAL OR COPY)
- B. ☐ COPY FROM A PRIOR APPLICATION (37 CFR 1.63(D))
(FOR CONTINUATION/DIVISIONAL WITH BOX 18 COMPLETED)

1. ☐ DELETION OF INVENTOR(S)
SIGNED STATEMENT ATTACHED DELETING INVENTOR(S) NAMED IN THE PRIOR APPLICATION, SEE 37 CFR §§ 1.63(D)(2) AND 1.33(B).

6. ☒ APPLICATION DATA SHEET. SEE 37 CFR 1.76.

7. ☐ CD-ROM OR CD-R IN DUPLICATE, LARGE TABLE OR COMPUTER PROGRAM (APPENDIX)

8. NUCLEOTIDE AND/OR AMINO ACID SEQUENCE SUBMISSION
(IF APPLICABLE, ALL NECESSARY)

- A. ☒ COMPUTER READABLE FORM (CRF)

- B. SPECIFICATION SEQUENCE LISTING ON:

- I. ☐ CD-ROM OR CD-R (2 COPIES); OR

- II. ☒ PAPER

- C. ☒ STATEMENTS VERIFYING IDENTITY OF ABOVE COPIES

ACCOMPANYING APPLICATION PARTS

9. ☐ ASSIGNMENT PAPERS (COVER SHEET & DOCUMENT(S))

10. ☐ 37 CFR 3.73(B) STATEMENT ☐ POWER OF ATTORNEY
(WHEN THERE IS AN ASSIGNEE)

11. ☐ ENGLISH TRANSLATION DOCUMENT (IF APPLICABLE)

12. ☐ INFORMATION DISCLOSURE ☐ COPIES OF IDS
STATEMENT (IDS)/PTO-1449 CITATIONS

13. ☐ PRELIMINARY AMENDMENT

14. ☒ TWO RETURN RECEIPT POSTCARD (MPEP 503)
(SHOULD BE SPECIFICALLY ITEMIZED)

15. ☐ CERTIFIED COPY OF PRIORITY DOCUMENT(S)
(IF FOREIGN PRIORITY IS CLAIMED)

16. ☐ NONPUBLICATION REQUEST UNDER 35 U.S.C. 122 (B)(2)(B)(I). APPLICANT MUST ATTACH FORM PTO/SB/35 OR ITS EQUIVALENT.

17. ☒ OTHER: AUTHORIZATION UNDER 37 C.F.R. § 1.136(A)(3)


- ☒ OTHER: THE NAME OF THE ASSIGNEE IS: UNIVERSITY HOSPITAL NIMEGEN.

18. IF A CONTINUING APPLICATION, CHECK APPROPRIATE BOX, AND SUPPLY THE REQUISITE INFORMATION BELOW AND IN A PRELIMINARY AMENDMENT, OR IN AN APPLICATION DATA SHEET UNDER 37 CFR 1.76:

☐ CONTINUATION ☐ DIVISIONAL ☐ CONTINUATION-IN-PART (CIP) OF PRIOR APPLICATION NO: ____/____
PRIOR APPLICATION INFORMATION: EXAMINER _____ GROUP/ART UNIT: _____

FOR CONTINUATION OR DIVISIONAL APPS ONLY: THE ENTIRE DISCLOSURE OF THE PRIOR APPLICATION, FROM WHICH AN OATH OR DECLARATION IS SUPPLIED UNDER BOX 5B, IS CONSIDERED A PART OF THE DISCLOSURE OF THE ACCOMPANYING CONTINUATION OR DIVISIONAL APPLICATION AND IS HEREBY INCORPORATED BY REFERENCE. THE INCORPORATION CAN ONLY BE RELIED UPON WHEN A PORTION HAS BEEN INADVERTENTLY OMITTED FROM THE SUBMITTED APPLICATION PARTS.

JP057 U.S. PTO
09/996953
11/30/01

19. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> CUSTOMER NUMBER OR BAR CODE LABEL		 26111 (INSERT CUSTOMER NO. OR ATTACH BAR CODE LABEL HERE)		OR <input type="checkbox"/> CORRESPONDENCE ADDRESS BELOW	
CUSTOMER NO. 26111					
NAME		STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.			
		ATTORNEYS AT LAW			
ADDRESS		SUITE 600, 1100 NEW YORK AVENUE, N.W.			
CITY	WASHINGTON	STATE	DC	ZIP CODE	20005-3934
COUNTRY	USA	TELEPHONE	(202) 371-2600	FAX	(202) 371-2540

NAME (PRINT/TYPE)	STEVEN R. LUDWIG	REGISTRATION NO. (ATTORNEY/AGENT)	36,203
SIGNATURE	<i>Steven R. Ludwig for</i> 47,438	DATE	11/30/01

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SKGF REV 3/29/01 MAC

010-0-UTILITY-NONPROVAPPL-FORM-112901

11/30/01

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	To be assigned
Filing Date	Herewith (November 30, 2001)
First Named Inventor	Marion J. BUSSEMAKERS
Examiner Name	To be assigned
Group Art Unit	To be assigned
Attorney Docket No.	1619.0100000/SRL/AGU

TOTAL AMOUNT OF PAYMENT (\$370.00)

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number: 19-0036
 Deposit Account Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.

☐ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

☒ Applicant claims small entity status See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☒ Other*

*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) 370.00

2. EXTRA CLAIM FEES

Total Claims	Extre	Fee from below	Fee Paid
15	- 20** = 0	X	= 0
Indep. Claims	1 - 3** = 0	X	= 0
Multiple Dependent			=

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim
108	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	130	123	130	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	481	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify):

Other fee (specify):

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0.00

SUBMITTED BY

Name (Print/Type)	Steven R. Ludwig	Registration No. (Attorney/Agent)	36,203	Telephone	202-371-2600
Signature				Date	11/30/01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. SKFG Rev. 10/01/01 mmac 010-0-fee-trans-nonprovuppl.112901

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BUSSEMAKERS *et al.*

Appl. No. To be assigned

Filed: Herewith (November 30, 2001)

For: **Nucleic Acid Molecules
Comprising the Promoter for
PCA3^{DD3}, A New Prostate Antigen,
and Uses Thereof**

Confirmation No.

Art Unit: To be assigned

Examiner: To be assigned

Atty. Docket: 1619.0100000/SRL/AGU



**Authorization To Treat A Reply As Incorporating An Extension Of
Time Under 37 C.F.R. § 1.136(a)(3)**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The U.S. Patent and Trademark Office is hereby authorized to treat any concurrent or future reply that requires a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. The U.S. Patent and Trademark Office is hereby authorized to charge all required extension of time fees to our Deposit Account No. 19-0036, if such fees are not otherwise provided for in such reply. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Steven R. Ludwig
Attorney for Applicants
Registration No. 36,203

Date: 11/30/01
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